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RECEIVED CLERK
NOV 17 1999
U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA :

Plaintiff, :

v. :

RICHARD A. ALLEN,
MERRILL W. HARWARD,
MATHEW J. PENTELUTE,
THOMAS M. PENTELUTE,
MICHAEL D. SMITH, and
MARK K. STRINGER,
Defendants. :

Case No. 2:96CR 256 B

ORDER AMENDING
METHOD OF DISBURSEMENT
OF SEIZED FUNDS AS
RESTITUTION

The United States of America, having moved the Court to amend its previously entered Order Determining Method of Disbursement of Seized Funds As Restitution, and it appearing to the Court that good cause existing for such an order,

IT IS HEREBY ORDERED that the Clerk of Court for the United States District Court for the District of Utah shall aggregate

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the periodic restitution payments made by the Defendants Thomas M. Pentelute, Mathew J. Pentelute, Richard A. Allen, Michael D. Smith, Mark K. Stringer and Merrill W. Harward be held in a suspense account under jurisdiction of the Clerk of the United States District Court for the District of Utah for periodic distribution to the Defendants' victims who may have been omitted from inclusion under the Court's original disbursement order as later identified to the Court Clerk by the U. S. Attorney's Office.

IT IS FURTHER ORDERED that the Clerk of the Court shall make the first distributed from said suspense account to Dr. Scott Schwartz and Dr. James W. Evans, Jr. in a pro rata sum equal to the shares received by other claimants under the original distribution in this case.

IT IS FURTHER ORDERED that the Clerk of the Court shall aggregate al other future restitution payments for nine months to allow any remaining omissions to be identified. If such claimants are identified, they shall be distributed pro rata shares in the same fashion set forth above. Nine months after the effective date of this Order, funds in the restitution

suspense account and future restitution payments shall be disbursed in the fashion routine to the Clerk's office.

DATED this 22nd of Nov., 1999.



DEE BENSON
United States District Court Judge

ce

United States District Court
for the
District of Utah
November 23, 1999

* * MAILING CERTIFICATE OF CLERK * *

Re: 2:96-cr-00256

True and correct copies of the attached were mailed by the clerk to the following:

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